



**NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 824**

AMENDMENT NO. _____
(to be filled in by
Principal Clerk)

S824-AST-180 [v.1]

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Amends Title [NO]
Second Edition

Date _____, 2018

Representative _____

1 moves to amend the bill on page 5, lines 39-40, by inserting the following between the lines:

2
3 **"SECTION 1.2(d)** G.S. 163A-1307(b) reads as rewritten:

4 "(b) Application on Container-Return Envelope. – In time for use not later than 60 days
5 before a statewide general election in an even-numbered year, and not later than 50 days before
6 a statewide primary, other general election or county bond election, the county board of elections
7 shall print a sufficient number of envelopes in which persons casting absentee ballots may
8 transmit their marked ballots to the county board of elections. However, in the case of municipal
9 elections, sufficient container-return envelopes shall be made available no later than 30 days
10 before an election. Each container-return envelope shall have printed on it an application which
11 shall be designed and prescribed by the State Board, providing for all of the following:

- 12 (1) The voter's certification of eligibility to vote the enclosed ballot and of having
13 voted the enclosed ballot in accordance with this Part.
14 (2) A space for identification of the envelope with the voter and the voter's
15 signature.
16 (3) A space for the identification of the two persons witnessing the casting of the
17 absentee ballot in accordance with G.S. 163A-1310, those persons' signatures,
18 and those persons' addresses.
19 (4) A space for the name and address of any person who, as permitted under
20 G.S. 163A-1298(a), assisted the voter if the voter is unable to complete and
21 sign the certification and that individual's signature.
22 (5) A space for approval by the county board of elections.
23 (6) A space to allow reporting of a change of name as provided by G.S. 163A-880.
24 (7) A prominent display of the unlawful acts under G.S. 163A-1298 and
25 G.S. 163A-1389, except if there is not room on the envelope, the State Board
26 may provide for that disclosure to be made on a separate piece of paper to be
27 included along with the container-return envelope.
28 (8) Instructions to include a readable photocopy of the voter's photo identification
29 listed as acceptable voting identification under G.S. 163A-1145.1(a), or to
30 bring a the required photo identification to the county board of elections no
31 later than the end of business on the business day prior to the canvass by the
32 county board of elections as provided in G.S. 163A-1172, or to provide a



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1 completed affidavit in accordance with G.S. 163A-1145.1(d)(1), (d)(2), or
2 (d)(3).

3 The container-return envelope shall be printed in accordance with the instructions of the State
4 Board."

5 **SECTION 1.2(e)** G.S. 163A-1310 reads as rewritten:

6 **"§ 163A-1310. Voting absentee ballots and transmitting them to the county board of**
7 **elections.**

8 (a) Procedure for Voting Absentee Ballots. – In the presence of two persons who are at
9 least 18 years of age, and who are not disqualified by G.S. 163A-1298(a)(4) or
10 G.S. 163A-1317(c), the voter shall do all of the following:

- 11 (1) Mark the voter's ballots, or cause them to be marked by that person in the
12 voter's presence according to the voter's instruction.
13 (2) Fold each ballot separately, or cause each of them to be folded in the voter's
14 presence.
15 (3) Place the folded ~~ballots~~ballots, along with a readable photocopy of the voter's
16 photo identification listed as acceptable voting identification under
17 G.S. 163A-1145.1(a) or the completed affidavit in accordance with
18 G.S. 163A-1145.1(d)(1), (d)(2), or (d)(3), in the container-return envelope
19 and securely seal it, or have this done in the voter's presence.
20 (4) Make the application printed on the container-return envelope according to
21 the provisions of G.S. 163A-1307(b) and make the certificate printed on the
22 container-return envelope according to the provisions of G.S. 163A-1307(b).
23 (5) Require those two persons in whose presence the voter marked that voter's
24 ballots to sign the application and certificate as witnesses and to indicate those
25 persons' addresses. Failure to list a ZIP code does not invalidate the
26 application and certificate.

27 Alternatively to the prior paragraph of this subsection, any requirement for two witnesses
28 shall be satisfied if witnessed by one notary public, who shall comply with all the other
29 requirements of that paragraph. The notary shall affix a valid notarial seal to the envelope, and
30 include the word "Notary Public" below his or her signature.

31 The persons in whose presence the ballot is marked shall at all times respect the secrecy of
32 the ballot and the privacy of the absentee voter, unless the voter requests assistance and that
33 person is otherwise authorized by law to give assistance. When thus executed, the sealed
34 container-return envelope, with the ballots enclosed, shall be transmitted in accordance with the
35 provisions of subsection (b) of this section to the county board of elections which issued the
36 ballots.

37 ...

38 (d) If the registered voter does not include a completed affidavit in accordance with
39 G.S. 163A-1145.1(d)(1), (d)(2), or (d)(3) or a readable photocopy of the voter's photo
40 identification listed as acceptable voting identification under G.S. 163A-1145.1(a), the voter's
41 ballot is counted only if the voter brings a photo identification listed as acceptable voting
42 identification under G.S. 163A-1145.1(a) to the county board of elections no later than the end

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1 of business on the business day prior to the canvass by the county board of elections as provided
2 in G.S. 163A-1172.

3 (e) Any readable photocopy of a registered voter's photo identification received by a
4 county board shall be treated as a voted ballot under G.S. 163A-1105. The county board shall
5 provide for secure storage of such personal identifying information."";
6
7
8

9 and on page 5, line 40, by deleting "**SECTION 1.2(d)**" and substituting "**SECTION 1.2(f)**";
10

11 and on page 6, line 4, by deleting "**SECTION 1.2(e)**" and substituting "**SECTION 1.2(g)**";
12
13

14 and on page 6, line 10, by deleting "**SECTION 1.2(f)**" and substituting "**SECTION 1.2(h)**".
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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____